

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

Voluntary Petition

Name of Debtor (if individual, enter Last, First, Middle): Moo Town Dairy, LLC	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): 20-4909319	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all):
Street Address of Debtor (No. and Street, City, and State): 3415 FM 1567 E. Como, TX	Street Address of Joint Debtor (No. and Street, City, and State):
ZIP CODE 75431	ZIP CODE
County of Residence or of the Principal Place of Business: Hopkins	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): 3415 FM 1567 E. Como, TX	Mailing Address of Joint Debtor (if different from street address):
ZIP CODE 75431	ZIP CODE
Location of Principal Assets of Business Debtor (if different from street address above):	
ZIP CODE	

Type of Debtor (Form of Organization) (Check one box.) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box.) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other Tax-Exempt Entity (Check box, if applicable.) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <hr/> Nature of Debts (Check one box.) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts.
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Filing Fee (Check one box.) <input checked="" type="checkbox"/> Full Filing Fee attached. <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.	Check one box: Chapter 11 Debtors <input type="checkbox"/> Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
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Statistical/Administrative Information <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors <input type="checkbox"/> 1-49 <input checked="" type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> Over 100,000 Estimated Assets <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input checked="" type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion Estimated Liabilities <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input checked="" type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion	THIS SPACE IS FOR COURT USE ONLY
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Voluntary Petition*(This page must be completed and filed in every case.)*Name of Debtor(s): **Moo Town Dairy, LLC****All Prior Bankruptcy Cases Filed Within Last 8 Years** (If more than two, attach additional sheet.)

Location Where Filed: None	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:

Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet.)

Name of Debtor: None	Case Number:	Date Filed:
District:	Relationship:	Judge:

Exhibit A

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)

☐ Exhibit A is attached and made a part of this petition.**Exhibit B**

(To be completed if debtor is an individual whose debts are primarily consumer debts.)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).

X _____

Date

Exhibit C

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☒ Yes, and Exhibit C is attached and made a part of this petition.☐ No.**Exhibit D**

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.**Information Regarding the Debtor - Venue**

(Check any applicable box.)

☒ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.☐ Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.**Certification by a Debtor Who Resides as a Tenant of Residential Property**

(Check all applicable boxes.)

☐ Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)_____
(Name of landlord that obtained judgment)_____
(Address of landlord)☐ Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and☐ Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.☐ Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

Voluntary Petition*(This page must be completed and filed in every case)*Name of Debtor(s): **Moo Town Dairy, LLC****Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____**X** __________
Telephone Number (If not represented by attorney)_____
Date**Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X _____

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)_____
Date**Signature of Attorney***

X /s/ Robert T. DeMarco
Robert T. DeMarco Bar No. **24014543**

DeMarco Mitchell, PLLC
1255 West 15th St., 805
Plano, TX 75075

Phone No. **(972) 578-1400** Fax No. **(972) 346-6791**10/25/2010

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Moo Town Dairy, LLC

X /s/ René H. Coumans
Signature of Authorized Individual

René H. Coumans

Printed Name of Authorized Individual

Sole Member of Moo Town Dairy, LLC

Title of Authorized Individual

10/25/2010

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address**X** __________
Date

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE: **Moo Town Dairy, LLC**

CASE NO

CHAPTER **11**

Debtor(s)

EXHIBIT "C" TO VOLUNTARY PETITION

1. Identify and briefly describe all real or personal property owned by or in possession of the debtor that, to the best of the debtor's knowledge, poses or is alleged to pose a threat of imminent and identifiable harm to the public health or safety (attach additional sheets if necessary):

Dairy Farm

2. With respect to each parcel of real property or item of personal property identified in question 1, describe the nature and location of the dangerous condition, whether environmental or otherwise, that poses or is alleged to pose a threat of imminent and identifiable harm to the public health or safety (attach additional sheets if necessary):

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE: **Moo Town Dairy, LLC**

CASE NO

CHAPTER **11**

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept:	<u>\$30,000.00</u>
Prior to the filing of this statement I have received:	<u>\$7,500.00</u>
Balance Due:	<u>\$22,500.00</u>

2. The source of the compensation paid to me was:

☒ Debtor ☐ Other (specify)

3. The source of compensation to be paid to me is:

☒ Debtor ☐ Other (specify)

4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

☐ I have agreed to share the above-disclosed compensation with another person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
- Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
 - Preparation and filing of any petition, schedules, statements of affairs and plan which may be required;
 - Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;

6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

10/25/2010

Date

/s/ Robert T. DeMarco

*Robert T. DeMarco
DeMarco Mitchell, PLLC
1255 West 15th St., 805
Plano, TX 75075
Phone: (972) 578-1400 / Fax: (972) 346-6791*

Bar No. 24014543

/s/ René H. Coumans

René H. Coumans
Sole Member of Moo Town Dairy, LLC

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE: **Moo Town Dairy, LLC**

CASE NO

CHAPTER **11**

VERIFICATION OF CREDITOR MATRIX

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date 10/25/2010

Signature /s/ René H. Coumans
René H. Coumans
Sole Member of Moo Town Dairy, LLC

Date _____

Signature _____

Agriland 3210 WNW Loop 323 Tyler, TX 75702	Cardmenber Service P.O. Box 94014 Palatine, IL 60094-4014	Commodity Specialist P.O.Box 795219 St.Louis, MO 63179
Alexander Alfalfa P.O.Box 7 Hardtner, KS 67057	Carlton Rice Hulls P.O.Box 125 Prim, AR 72130	Craddock Davis & Krause 3100 Monticello Ave Suite 550 Dallas, TX 11/26
Alliance P.O.Box 500 Sulphur Springs, TX 75482	Central Plains Trading 4330 Shawnee Mission Parkway Suite 210 Fairway, KS 66205	Crop Production Services 2902 S Church St Paris, TX 75462
Alliance Bank P.O.Box 500 Sulphur Springs, TX 75482	Chase P.O.Box 94014 Palatine, IL 60094	DATCU P.O.Box 827 Denton, TX 76202
American Express P.O. Box 650448 Dallas, TX 75265-0448	Citibusiness Card P.O. Box 183051 Columbus, OH 43218-3051	Davis & Goldfarb 1219 Marquette Avenue South Suite 200 Minneapolis, MN 55403
Attorney General of Texas Taxation Division - Bankruptcy Box 12548 Capitol Station Austin, TX 78711	CNH P.O.Box 894703 Los Angeles, CA 90189	Dejoux Red River Farms Inc 18644 FM 197 Sumner, TX 75486
Attorney General of Texas Bankruptcy Reporting Contact OAG/CSD/Mail Code 38 P.O. Box 12017 Austin, TX 78711-2017	CNH Capitol P.O. Box 1083 Evansville, IN 47706-1083	Dick Meyer bv N236 3rd court Coloma, WI 54930
Baker 123 N Walnut Street Peabody, KX 66866	COBA 1224 Alton Darby Creek Rd. Columbus, OH 43228	Diversified P.O.Box 95662 Chicago, IL 60694
Bank of the West 1075 Horsetooth Rd. Suite 208 Fort Collins, CO 80526	Cody West 2351 FM 1506 Paris, TX 75460	Electric Motor Com P.O.Box 892 1101 Como St. Sulphur Springs, TX 75482
Capitol One Bank P.O. Box 60599 City of Industry, CA 91716-0599	Commercial Glass 405 IH 30 West Sulphur Springs, TX 75484	Fifth Third P.O.Box 630778 Cincinnati, OH 45263

Forshey Prostok 777 Main St. Suite 1290 Fort Worth, TX 76102	Legacy Land P.O.Box 468 Sulphur Springs, TX 75482	Ohio State Univ. 700 Ackerman Place Suite 360 Columbus, OH 43202
Frazer Frost LLP 135 S. State College Blvd.. Suite 300 Brea, CA 92821	Lhoist/Franklin Mineral 9020 Overlook Blvd. Suite 200 Brentwood, TN 37027	PHI Financial Services P.O.Box 660635 Dallas, TX 75266
Genske Mulder Co. 4150 E. Concours Street Suite 250 Ontario, CA 91764	M & M Custom Harvesting 2323 Rd 750 Bladen, NE 68928	Pine Creek Nutrition 502 E Main St Turlock, CA 95380
Hopkins County Vet Clinic 129 Hillcrest Dr. Sulphur Springs, TX 75482	Marcel Van Zee 3415 FM 1567 E Como, TX 75431	Rinze DeGroot 2821 FM 2948 Como, TX 75431
Internal Revenue Service - Centralized Insolvency Operatio PO Box 21126 Philadelphia, PA 19114-0326	Mastercard P.O.Box30130 Tampa, FL 33630	Ronnies Tire Service 1604 East Loop 301 Sulphur Springs, TX 75482
Johnsons Rainmaker 816 SW 26th Place El Reno, OK 73036	Micro Beef Tech P.O.Box 847268 Dallas, TX 75284	Saginaw Flakes 500 Burlington Rd. Saginaw, TX 76179
Jongsma harvesting 5664 N FM 2869 Winnsboro, TX 75494	Moore Law Firm 100 North Main St. Paris, TX 75460	Scott Johnson Farms 120 US Hwy 84 Farwell, TX 79325
Kahn Soares Conway 1415 L Street Suite 400 Sacramento, CA 95814	Mr. D Humphrey 1700 Craig Ridge Sulphur Springs, TX 85482	SEC 100 F Street, NE Washington, DC 20549
Legacy Commodities P.O.Box 1629 Little Elm, TX 75068	Mr. D Humphrey 1700 Craig Ridge Sulphur Springs, TX 75482	Sprint P.O.Box 660075 Dallas, TX 75266
Legacy Commodities P.O.Box 1629 Little Elm, TX 75068	Multisteel Construction 3990 FM 1870 Sulphur Springs, TX 75431	Sunbelt Custom Min. 1276 FM 2560 Sulphur Springs, TX 75482

Tejas Cattle Ind. 800 Longhorn Trail Wimberley, TX 78676	Volvo P.O.Box 7247-0236 Philadelphia, PA 19170
Texas State Comptroller Capitol Station Austin, TX 78774	Waste Management BV P.O.Box 276 Lewisville, TX 75067
Todd Transportation P.O.Box 459 Rockwall, TX 75087	Waste Management MT P.O.Box 276 Lewisville, TX 75067
Tricounty Construction 970 Texas HW 37 S Mount Vernon, TX 75457	Winkle Oil P.O.Box 62 Winnsboro, TX 75494
United States Attorney 110 North College Ave., Ste. 70 Tyler, TX 75702-0204	Winkle Oil 301 W. Carnegie Winnsboro, TX 75494
United States Trustee 110 North College Ave., Ste. 30 Tyler, TX 75702-7231	Wylie Sprayers 702 E. 40th St. Lubbock, TX 79404
US Airways P.O.Box 13337 Philadelphia, PA 19101	
US Bank P.O. Box 790408 St.Louis, MO 63179-0408	
US Comm 730 2nd Avenue South Minneapolis, MN 55402	
Visa P.O.Box 30131 Tampa, FL 33630	